RECEIVED CENTRAL FAX CENTER

DEC 0 1 2004



UNITED STATES PATENT AND TRADEMARK OFFICE

Facsimile Transmission

To:

Name:

USPTO

Company:

Fax Number:

703-872-9306

Voice Phone:

From:

Name:

Voice Phone:

37 C.F.R. 1.6 sets forth the types of correspondence that can be communicated to the Patent and Trademark Office via facsimile transmissions. Applicants are advised to use the certificate of facsimile transmission procedures when submitting a reply to a non-final or final Office action by facsimile (37 CFR 1.8(a)).

		·
 	 	 44

Number of pages including this cover sheet: 03

1/2

DEC 0 1 2004

Attorney's Docket No.: 07039-219001

OFFICIAL COMMUNICATION FACSIMILE:

EXAMINER OUSPENSKI'S FACSIMILE NUMBER: 571-273-2920

Number of pages including this page

Applicant: Lieping Chen

leping Chen Art Unit: 1644

Serial No.: 09/915,789

Examiner: Ilia I. Ouspenski

Filed : July 26, 2001

Title

: B7-H3 And B7-H4, Novel Immunoregulatory Molecules

Dear Examiner Ouspenski:

As we agreed on the telephone a little earlier today, I am sending you the enclosed copy of claims 3 and 58 amended as you requested. These amendments are made as if the amendments made in our Amendment and Response of October 29, 2004, had been entered. Please contact me if you have questions or comments.

Date: December 1, 2004

Stuart Macphail, Ph 15 ID

Respectfully submitted,

Reg. No. 44,217

Fish & Richardson P.C.
Citigroup Center
52nd Floor
153 East 53rd Street
New York, New York 10022-4611
Telephone: (212) 765, 5070

Telephone: (212) 765-5070

Fax: (212) 258-2291

30211296.doc

2/2

U.S. Application Serial No.: 09/915,789 Attorney Docket No.: 07039-219001

Suggested amendments to claims 3 and 58

- 3. (Currently amended) An isolated DNA comprising:
- (a) a nucleic acid sequence that encodes a polypeptide with the ability to co-stimulate a T cell, wherein the nucleic acid sequence hybridizes, after a wash at 50°C to 65°C in a buffer containing 0.2 x SSC and 0.1% SDS, to the complement of the nucleotide sequence set forth in SEQ ID-NO:6, wherein the nucleic acid sequence comprises the nucleotide sequence set forth in SEQ ID NO:6; or
- (b) the complement of the nucleic acid sequence.
- 58. (Currently amended) An isolated DNA comprising:
- (a) a nucleic acid sequence that encodes a polypeptide with the ability to co-stimulate a T cell, wherein the nucleic acid sequence hybridizes, after a wash at 50°C to 65°C in a buffer containing 0.2 x SSC and 0.1% SDS, to the complement of the nucleotide sequence set forth in SEQ ID NO:6, wherein the polypeptide comprises amino acids 1-282 of the amino acid sequence set forth in SEQ II) NO:5; or
- (b) the complement of the nucleic acid sequence.

30211289.doc